

⁴ See generally [Appellant Nathaniel Jackson's App. For Reopening Pursuant to S. Ct. Prac. R. 11.06, *State of Ohio v. Nathaniel Jackson*, 2012-1644 \(Ohio 2017\)](#).

Now, Jackson seeks to amend his federal habeas corpus petition to reflect the claims that have arisen since the Court originally granted a stay.⁵

Jackson's current motion for leave to amend, however, is deficient. Although Jackson states that he seeks to amend his petition "to reflect the changes that have taken place in State court,"⁶ he did not file a proposed amended petition reflecting those changes.

After a decade of substantive litigation in the Ohio courts, even the Warden expects an amended petition in this Court.⁷ But without a proposed amendment, neither the Warden nor the Court can evaluate whether "justice [] requires" granting leave to amend.⁸

The Court therefore **ORDERS** Petitioner Jackson to file a proposed amended § 2254 petition by January 31, 2018.

IT IS SO ORDERED.

Dated: November 20, 2017

s/ James S. Gwin
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

⁵ See Doc. [57](#).

⁶ *Id.* at 2.

⁷ See Doc. [58](#) at 2.

⁸ See [Roskam Baking Co., Inc. v. Lanham Machinery Co., Inc.](#), 288 F.3d 895, 906 (6th Cir. 2002) ("[T]he district court must be able to determine whether 'justice so requires,' and in order to do this, the court must have before it the substance of the proposed amendment.").